

WATER USERS ANNUAL MEETING

* * * * *

The minutes of the Utah Lake and Jordan River Distribution System, including the Jordan River and its tributaries.

The meeting was held at the Department of Natural Resources, Conference Room No. 214, 1636 West North Temple in Salt Lake City, Utah, on January 21, 1988 at 10:00 a.m.

Those present and the users represented were as follows:

| | |
|--------------------|---|
| Bill Marcovecchio | East Jordan Irrigation |
| John R. Sutton | Utah & Salt Lake Canal |
| Clyde L. Fairbourn | Draper Irrigation Company |
| Sherwin Allred | Utah Lake Distributing Company |
| Howard Pearson | Central Utah Water Conservancy District |
| Lorin N. Sperry | Division of Wildlife Resources |
| Kent Jones | Division of Water Rights |
| Lee Sim | Division of Water Rights |
| Charles W. Wilson | Salt Lake City Corporation |
| Douglas Bateman | South Jordan Canal Company |
| Edward D. Feldt | Division of Water Rights |
| John Mabey | Attorney General |
| Bob Morgan | Division of Water Rights |
| Wendell Evensen | Salt Lake City Corporation |
| David B. Gardner | Commissioner |

Those present with no voting powers were: David B. Gardner, Water Commissioner; D. Kent Jones, Lee Sim, and Edward D. Feldt of the Division of Water Rights; Bob Morgan, State Engineer; John Mabey, Attorney General's Office; Lorin N. Sperry, Division of Wildlife Resources, Howard Pearson, Central Utah Water Conservancy District; and Wendell Evensen, Salt Lake City Corporation. It was determined by a canvass of those present there was adequate qualified representation to form a quorum; therefore, the meeting was considered official.

Lee Sim introduced himself and indicated he would be conducting the meeting. He also introduced Bob Morgan, State Engineer, and indicated that John Mabey of the Attorney General's Office was representing the Division of Water Rights. Mr. Sim then indicated that he would first like to select a chairman and a secretary for this meeting. A motion was made by Mr. Marcovecchio, seconded by Mr. Fairbourn, that Charles W. Wilson act as chairman and David B. Gardner act as secretary for the year 1988. Voted and passed unanimously. Mr. Sim then turned the meeting over to Mr. Wilson for the balance of the agenda.

Mr. Wilson indicated the first order of business was to have Commissioner Gardner read the minutes of the meeting of January 23, 1987. A motion was made by Mr. Bateman, seconded by Mr. Marcovecchio, that the minutes be accepted and recorded. Motion voted and passed unanimously.

Mr. Wilson then asked Mr. Sim to review the financial statement as presented. He first indicated that a new computer system had been set up with the Department of Finance and all commissioner's salaries and expenses would be handled through this new system. He also noted that, even though the line items did not correspond with the item that had been submitted and approved for payment, that the bottom line was there was an excess remaining from the budgeted amount. Mr. Sim also noted that the interest shown in the trust fund was approximately \$1,000 and the correct amount would be submitted to this Board in the near future. He indicated that the round off figure of \$1,000 was used because the computer system was not fully programmed at that time. Mr.



DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

Norman H. Bangerter
Governor
Dee C. Hansen
Executive Director
Robert L. Morgan
State Engineer

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REPORT DATE: 01/11/88

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To All Water User's of the UTAH LAKE/JORDAN RIVER DISTRIBUTION SYSTEM:

* ***** 1987 FINANCIAL STATEMENT ***** *

A. BALANCE of Distribution Trust Funds January 1, 1987: \$13,556.77

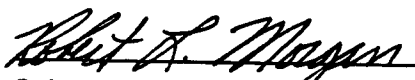
B. RECEIPTS:

| | |
|-----------------------------|-------------|
| (1) Regular Assessments: | \$41,617.91 |
| (2) Delinquent Penalties: | 1.00 |
| (3) Annual Interest Earned: | 0.00 |
| TOTAL RECEIPTS: | 41,618.91 |


C. EXPENDITURES (see attached): (45,809.87)

D. BALANCE of Distribution Trust Funds December 31, 1987: \$9,365.81

SUBMITTED BY:


Robert L. Morgan P. E.
STATE ENGINEER

PREPARED BY:


Boyd Strout
DISTRIBUTION ACCOUNTANT

*Annual interest for 1987 has not been included on the 1987 Financial Statement but should be approximately \$1,000.00.

1987 BUDGET EXPENDITURES

| ITEM NO. | DESCRIPTION | AMOUNT BUDGETED | AMOUNT EXPENDED | ITEM BALANCE |
|--|----------------------------------|-----------------|-----------------|--------------|
| *-----* | | | | |
| Commissioner: David (Brad) Bradley Gardner | | | | |
| 1 | ---->SALARY | \$11,765.00 | \$11,765.00 | \$0.00 |
| 2 | ---->SOCIAL SECURITY | 841.20 | 841.20 | 0.00 |
| 3 | ---->RETIREMENT | 1,411.88 | 1,411.88 | 0.00 |
| * 4 | ---->TRAVEL EXPENSE | 1,150.00 | 1,854.60 | 704.60-* |
| *-----* | | | | |
| Deputy Comm: Jack Rindlisbach | | | | |
| 5 | ---->SALARY | 14,800.00 | 14,800.00 | 0.00 |
| 6 | ---->SOCIAL SECURITY | 1,058.21 | 1,058.21 | 0.00 |
| 7 | ---->RETIREMENT | 1,749.21 | 1,749.21 | 0.00 |
| * 8 | ---->TRAVEL EXPENSE | 1,800.00 | 1,486.90 | 313.10* |
| *-----* | | | | |
| 9 | CONTRACTUAL SERVICES | 2,385.00 | 2,371.50 | 13.50 |
| 10 | BONDING EXPENSE | 100.00 | 100.00 | 0.00 |
| 11 | HEALTH & LIFE INSURANCE PREMIUMS | 4,520.00 | 4,878.38 | 358.38- |
| 12 | OFFICE & SUPPLIES EXPENSE | 1,200.00 | 1,170.14 | 29.86 |
| 14 | TELEPHONE EXPENSE | 600.00 | 600.00 | 0.00 |
| 16 | ANNUAL REPORT | 700.00 | 700.00 | 0.00 |
| 17 | EQUIPMENT & SUPPLIES EXPENSE | 1,300.00 | 996.41 | 303.59 |
| * 19 | Contingency Fund | 900.00 | 26.44 | 873.56* |
| *-----* | | | | |
| 1987 BUDGETARY TOTALS: | | \$46,280.50 | \$45,809.87 | \$470.63 |

*Prior approval from Charles W. Wilson October 16, 1987 to exceed David B. Gardner's travel expense.

*Health and Life Insurance premium for 1987 was \$4878.38 for the Commissioner and the Deputy Commissioner.

The 1987 Budget established \$4,520 for this item leaving a deficit of \$358.38.

REPORT DATE: 01/11/88

*** UTAH LAKE/JORDAN RIVER ***
1987 DELINQUENT WATER ASSESSMENTS

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| ACCOUNT NUMBER | NAME/ ADDRESS | TOTAL DUE |
|-------------------|--|---------------------|
| 4D | Frank S. Westerman Route 2, Box #5110 Twin Falls, ID 53301 | \$18.72 (1985-1987) |
| 4H | Galena Ditch Company c/o R. L. Yergensen Const. Co. 10707 South 1300 East Sandy, UT 84070 | 126.90 (1984-1987) |
| 13 | Sharon Steel Corporation, Natural Resource Div. c/o Vincent Lee Room #415 P.O. Drawer K Miami Beach, FL 33141 | 1,486.14 (1987-) |

TOTAL DELINQUENT AMOUNTS DUE..... \$1,631.76

Sim also noted that there were three companies who were delinquent in their assessments, Galena Ditch Company in the sum of \$126.90 for 1984 through 1987 assessments; Frank S. Westerman, \$18.72 for 1985 through 1987 assessments; and Sharon Steel in the sum of \$1,486.14. After some discussion concerning these delinquent accounts, Mr. Gardner indicated he would send registered letters to these three delinquent accounts and do his best to collect them. A motion was made by Mr. Marcovecchio, seconded by Mr. Sutton, that the financial statement be accepted. Voted and passed unanimously.

Mr. Wilson indicated that the next order of business was Commissioner Gardner's report on activities for the year 1987. A copy of Mr. Gardner's report is made a part of these minutes. Mr. Wilson then elaborated on some of the items on which Mr. Gardner reported. Mr. Sim indicated to this body that the Utah Lake and Jordan River Distribution System was one of the best in the State, and Mr. Gardner was to be commended for the extra effort he puts in.

Mr. Wilson indicated that the next order of business was the setting of the budget for the year 1988. The proposed budget was passed to all members present and, after some discussion, it was adopted as proposed. The total was \$47,677.58. After some discussion, it was generally agreed that an assessment of \$46,670.00 would be assessed to the water users, using approximately \$1,000.00 from the trust fund to make up the deficit. A motion was made by Mr. Marcovecchio, seconded by Mr. Bateman, that the budget and the assessment be adopted.

Mr. Wilson then explained to this body that the salaries and expenses of the Commissioner and Deputy Commissioner need to be paid from the trust fund from January 1 to January 21 and that the State Engineer also needs the right to use monies in the trust fund until approximately the first of May when all assessments should be collected by the State. He also indicated that the State Engineer's Office is authorized to charge a ten percent (10%) penalty on delinquent assessments. A motion was made by Mr. Marcovecchio, seconded by Mr. Fairbourn and passed unanimously.

Mr. Wilson then indicated the next order of business was the selection of a Commissioner and a Deputy Commissioner to be recommended to the State Engineer for appointment. A motion was made by Mr. Bateman, seconded by Mr. Sutton, that David B. Gardner be appointed as Utah Lake and Jordan River Commissioner for the period from January 1, 1988, through December 31, 1988, for a portion of his time as is necessary to properly distribute the water of said System and to file with the State Engineer's Office an annual report of said Distribution System; also that Mr. Jack B. Rindlisbach be recommended as Mr. Gardner's Deputy Commissioner for that same period of time. The Commissioner and Deputy Commissioner's salaries and expenses shall be as shown on the attached approved Budget. In addition to Mr. Rindlisbach's salary, he shall be entitled to two weeks vacation, with pay, said time period to be approved by Commissioner Gardner in advance of said vacation. Voted and passed unanimously.

Mr. Wilson indicated the final order of business was the selection of of a committee to transact any business with the State Engineer's Office on behalf of said water users for the year 1988. A motion was made by Mr. Fairbourn, seconded by Mr. Sutton, that the following men represent said district: Charles W. Wilson, Chairman; David B. Gardner, Secretary; Douglas H. Bateman, Bill Marcovecchio, and Keith L. Hansen as members. Voted and passed unanimously.

There being no further business, the meeting was adjourned at 11:33 a.m.

Charles W. Wilson, Chairman

David B. Gardner, Secretary